IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.1085 OF 2004

Shri.Anirudh S.Bhagat & Anr. ... Petitioners
V/s
Mr.Ramnivas Meena & Ors. ... Respondents

Mr.Deepak Joshi i/by M/s.Thakordas & Madgavkar for the Petitioners.
Mr.Dinesh Mehta for the Respondents.
Mrs.A.S.Pai, APP for the State.

CORAM: H.L.GOKHALE &
S.RADHAKRISHNAN, JJ.
DATE : 31.8.2004.

P.C.:

1. Heard the learned Counsel for the parties. The petition is making a grievance with respect to the Summons which has been sent to the Petitioner No.1 by the Chief of Police and the Investigating Officer, Daman, dated 7th October, 2003. The investigation is with respect to the collapse of a Bridge with respect to which the Petitioners had executed the work. The 1st Petitioner is expected to attend the office of the Respondents. Mr.Joshi states that he has attended on an earlier occasion, but necessary statements were not recorded. Mr.Mehta disputes any such attendance.

2. We do not intend to go into past history in view of the fact that Mr.Joshi on instructions of the 1st Petitioner is making a statement that without prejudice to his submissions, the 1st Petitioner will attend on a particular date, as may be directed. Mr.Mehta states that let the 1st Petitioner attend on 13th and 14th September, 2004 in the office of the Respondents at

Daman. Mr.Joshi states that the 1st Petitioner will

attend in the office of the Respondents at Daman accordingly on the aforesaid dates, with whatever papers he is having with respect to the work that he had executed.

3. We make it clear that necessary enquiry with the 1st Petitioner will be done by the Respondents only during the office hours.

4. Petition stands disposed of accordingly.

(H.L.GOKHALE,J.)

(S.RADHAKRISHNAN,J.)